

**GOVERNMENT OF TELANGANA  
ABSTRACT**

PUBLIC SERVICES - Commercial Taxes Department - Sri G.Janardhan Rao, formerly Senior Assistant (Retired), O/o DCTO, Fort Road, Warangal - Allegation of acquiring properties with illegal means - Departmental proceedings initiated - Inquiry conducted - Enquiry conducted - Show Cause Notice - Representation - Penalty of 5% cut in pension for a period of one year - Imposed - Orders - Issued.

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**REVENUE (VIG.II) DEPARTMENT**

**G.O.RT.No. 193**

**Dated:01.05.2015**

**Read the following:-**

1. Proc. of Dy. Commissioner (Commercial Taxes), Warangal Division, Rc.A10/78/2009, dt.2.12.2009.
2. Representation of Sri G.Janardhana Rao, dt:19.1.2010.
3. Proc. of Dy. Commissioner (Commercial Taxes), Warangal Division, Rc.A10/78/2009-I&II, dt.22.1.2010.
4. Report of the Inquiry Officer, Rc.No.SA2/157/2008, dt:26.02.2010.
5. Representation of Sri G.Janardhana Rao, dt:26.10.2011.
6. From the Secretary to Commissioner (CT), Hyderabad CCTs Ref No.V4/1476/2010, dt.5.2.2013.
7. Govt.Memo.No.16918/Vig.I(2)/2011-4, dt:19.3.2014.
8. Representation of Sri G.Janardhana Rao, dt:17.4.2014.
9. Govt.Lr.No.16918/Vig.II(2)/2011-5, dt:7.10.2014.
- 10.From the Secy(FAC), APPSC, Hyd., Lr.No.1218/RT/3/2014, dt:27.11.2014.

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**ORDER:**

Whereas, the Disciplinary Authority i.e., Deputy Commissioner (Commercial Taxes), Warangal has framed 6 charges against Sri G. Janardhan Rao, formerly Senior Assistant (Retired), O/o. CTO, Fort Road, Warangal for violation of APCS (Conduct) Rules, 1964, for not obtaining prior permission from the competent authority before acquiring movable and immovable assets in the name of his wife and failed to disclose the same in annual property returns vide proceedings 1<sup>st</sup> read above and directed him to submit his written statement of defence.

2. The charged officer submitted his explanation vide representation 2<sup>nd</sup> read above and requested to drop further action against him. As the same is not convincing, the Deputy Commissioner (Commercial Taxes), Warangal Division has appointed the Commercial Tax Officer, Kothagudem as the Inquiring Authority to enquire into the charges framed against the Charged Officer and the Deputy Commercial Tax Officer-III, Khammam as Presenting Officer to present the case on behalf of the Disciplinary Authority, vide proceedings 3<sup>rd</sup> read above.

3. The Inquiry Officer submitted Inquiry report 4<sup>th</sup> read above, and held that the Charged Officer has disclosed the Immovable properties in Annual Property Statements but prior permission was not obtained and also not disclosed the movable properties in Annual Property Statements. Further a copy of the Inquiry report was communicated to the charged officer with a direction to submit his objections in the matter. The charged officer submitted his representation to Deputy Commissioner (CT), Warangal and requested to drop further action in the matter, vide reference 5<sup>th</sup> read above.

4. In the letter 6<sup>th</sup> read above, the Secretary to Commissioner (CT), O/o Commissioner of Commercial Taxes, Hyderabad has sent proposal along with record of enquiry to Government, stating that the charged officer retired from service on 28.02.2010 and requested to issue appropriate orders, as the Government is the competent authority under APRP Rules, 1980.

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5. Government examined the Inquiry Report in detail and observed that the wife of Charged Officer, Smt. G.Vijaya is not resourceful to acquire the above properties. Her father, who is having another daughter (1<sup>st</sup> daughter & issue less) and 3 sons, has gifted the properties to her 2<sup>nd</sup> daughter (Smt. G. Vijaya, W/o. C.O) as per promise made at the time of marriage. As per Rule 9 of A.P.C.S (Conduct) Rules, 1964 as amended in G.O.Ms.No.26, General Administration (Ser.C) Department, Dated 20.01.1998, before acquiring / disposing of any properties, the public servants have to submit the particulars of the properties, so desired to acquire / dispose of in the prescribed format by giving prior intimation to the competent authority or seeking prior sanction from the competent authority. The said orders came into effect from 20.01.1998. The charged officer has mentioned all the 5 transactions in the Annual Property Returns but he did not obtain prior permission from the Department when his wife received the same from her father and also failed to submit the same in the prescribed format by seeking prior intimation / seeking prior sanction from the competent authority in many transactions.

6. Government, after careful examination of the matter, have provisionally decided to impose a penalty of 5% cut in pension for a period of one (1) year under rule 9 of A.P. Revised Pension Rules, 1980 against Sri G. Janardhan Rao, formerly Senior Assistant (Retired), and issued show-cause notice against him with a direction to submit his representation, as to why the above penalty should not be imposed on him, vide reference 7<sup>th</sup> read above.

7. In the representation 8<sup>th</sup> read above Sri G. Janardhan Rao, formerly Senior Assistant (Retired), filed representation before the Government and requested to ignore the punishment proposed in the show cause notice.

8. After examining the explanation of the Charged Officer, Government have observed that there are no new grounds to consider the request of the Charged Officer Sri G.Janardhan Rao, Senior Assistant (Retd.) to drop further action. Hence, it was finally decided to confirm the provisional decision to impose a punishment of 5% cut in pension for a period of one year against him and obtained the concurrence of the Andhra Pradesh Public Service Commission vide letter 10<sup>th</sup> read above. Accordingly it is hereby order to impose a punishment of 5% cut in pension for a period of one year against Sri G.Janardhan Rao, formerly Senior Assistant (Retired), O/o DCTO, Fort Road, Warangal in the matter.

9. The Commissioner of Commercial Taxes, Telangana State, Hyderabad is requested to take necessary further action accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)**

**AJAY MISRA  
PRINCIPAL SECRETARY TO GOVERNMENT**

To:

Sri G.Janardhan Rao, Senior Assistant (Retd.)

(through the Commissioner of Commercial Taxes, TS, Hyderabad.).

The Commissioner of Commercial Taxes, TS, Hyderabad.

(with a request to furnish the served copy of this G.O. to Government)

The Deputy Commissioner, Commercial Taxes, Warangal District.

Copy to:

The Secretary, Telangana State Public Service Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

Sf/Sc.

**//FORWARDED ::BY ORDER//**

**SECTION OFFICER**